

**IC 16-40**

**ARTICLE 40. OTHER REPORTING REQUIREMENTS**

**IC 16-40-1**

**Chapter 1. Reporting of Persons With Disabilities**

**IC 16-40-1-1**

**Legislative intent and purpose**

Sec. 1. (a) It is the intent of the state to develop, within the limits of the state's capabilities and resources, a program that gives the greatest assurance of enabling a person with a disability to achieve the person's maximum potential and the highest degree of independence possible.

(b) The purpose of this chapter is to create a procedure by which to locate and identify persons with disabilities.

*As added by P.L.2-1993, SEC.23. Amended by P.L.23-1993, SEC.78.*

**IC 16-40-1-2**

**Persons required to make report**

Sec. 2. (a) Except as provided in subsection (b), each:

- (1) physician;
- (2) superintendent of a hospital;
- (3) director of a local health department;
- (4) director of a county office of family and children;
- (5) director of the division of disability, aging, and rehabilitative services;
- (6) superintendent of a state institution serving the handicapped;
- or
- (7) superintendent of a school corporation;

who diagnoses, treats, provides, or cares for a person with a disability shall report the disabling condition to the state department within sixty (60) days.

(b) Each:

- (1) physician holding an unlimited license to practice medicine;
- or
- (2) optometrist licensed under IC 25-24-1;

shall file a report regarding a blind or visually impaired person with the office of the secretary of family and social services in accordance with IC 12-12-9.

*As added by P.L.2-1993, SEC.23. Amended by P.L.4-1993, SEC.246; P.L.5-1993, SEC.259; P.L.23-1993, SEC.79; P.L.1-1994, SEC.90; P.L.104-2003, SEC.5.*

**IC 16-40-1-3**

**Forms**

Sec. 3. A report made under this chapter shall be made in the manner and upon forms prescribed by and furnished by the state department.

*As added by P.L.2-1993, SEC.23.*

#### **IC 16-40-1-4**

##### **Birth defects reports**

Sec. 4. The reports filed under this chapter by hospitals must include birth defects.

*As added by P.L.2-1993, SEC.23.*

#### **IC 16-40-1-5**

##### **School children**

Sec. 5. The reports filed under this chapter by school corporations must include children excluded from school because of a disability as well as children with disabilities attending regular or special programs of education.

*As added by P.L.2-1993, SEC.23. Amended by P.L.23-1993, SEC.80.*

#### **IC 16-40-1-6**

##### **Confidentiality**

Sec. 6. The contents of a report made under this chapter are solely for the use of departments of state government in the performance of their duties under law and of organizations having a legitimate interest in the information. The reports shall not be open to public inspection and are not public records.

*As added by P.L.2-1993, SEC.23.*

#### **IC 16-40-1-7**

##### **Transmission of reports to state department; tabulation, compilation, and analysis**

Sec. 7. All reports filed under this chapter shall be transmitted to the state department. The state department shall tabulate, compile, and analyze the reports and provide information to state departments and organizations having a legitimate interest in the information.

*As added by P.L.2-1993, SEC.23.*